

State of New York  
Supreme Court, Appellate Division  
Third Judicial Department  
518-471-4777

SESSION CALENDAR FOR TUESDAY, SEPTEMBER 5, 2023

1:00 P.M. SESSION

LY CL A PR CE

BENCH POSITION: Pritzker, J., Clark, J., Lynch, J.P., Aarons, J., Ceresia, J.

Please notify the Clerk's Office at least 24 Hours PRIOR to argument of any changes to this calendar, including submissions and attorney changes.

When a cause is argued or submitted to the court with four justices present, it shall, whenever necessary, be deemed submitted also to any other duly qualified justice of the court, unless objection is noted at the time of argument or submission (Practice Rules of the Appellate Division, Rule 1250.1 [b]).

Calendar No.	Case No.	Title	Time Allocated
➤(1)	535431	<b>HARDY v HUMMEL</b> <b>Appellant</b> - Brian D. Ginsberg, Esq. Harris Beach, PLLC (Barbara Hummel) <b>Respondent</b> - Susan M. Betzjtomir, Esq. Law Firm of Susan Betzjtomir (Greg Hardy)	10 10
(2)	535854	<b>CALABRESE v CITY OF ALBANY</b> <b>Appellant-Respondent</b> - Robert Magee, Esq. City of Albany, Office of Corporation Counsel (The City of Albany) <b>Respondent-Appellant</b> - Peter P. Balouskas, Esq. Martin, Harding & Mazzotti, LLP (Henry E. Calabrese)	10 10
(3)	111898 113342	<b>PEOPLE v RASHAUN ROUNDTREE</b> <b>Appellant</b> - James A. Bartosik, Esq. (Rashaun Roundtree) <b>Respondent</b> - Jeffrey C. Kehm, Esq. Clinton County District Attorney's Office (The People of the State of New York)	10 5
(4)	CV-22-1945	<b>DEUTSCHE BANK NATIONAL TRUST CO. v ZATARI</b>	SUB

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Calendar No.	Case No.	Title	Time Allocated
➤(5)	535921	<b>MATTER OF KIMBERLY DD.</b> <i>Appellant</i> - Daniel S. Martindale, Esq. Washington County Attorney's Office (Washington County Department of Social Services) <i>Respondent</i> - Ann Flower E. Stitt, Esq. Saratoga County Attorney's Office (Saratoga County Department of Social Services) <i>Respondent</i> - Shannon L. Stockwell, Esq. Mental Hygiene Legal Services (Kimberly DD.)	10  5  5
(6)	534055	<b>STANHOPE v BURKE</b> <i>Appellant</i> - David M. Fulvio, Esq. Barclay Damon LLP (Michelle Burke) <i>Respondent</i> - Brenton Dadey, Esq. Scarzafava Basdekis and Dadey PLLC (Jesse Stanhope)	10  10
(7)	CV-22-1904	<b>PEOPLE ex rel. ABRAHAM v RUSSO</b> <i>Petitioner</i> - Sandra J. McCarthy, Esq. [Assigned] Rensselaer County Conflict Defender (Kareef Abraham) <i>Respondent</i> - Frank Brady, Esq. Office of the New York State Attorney General (Partick Russo, et al.)	10  10
(8)		<b>REMOVED</b>	
(9)	534699	<b>MATTER OF NEVAEH N. (HEIDI O.)</b>	SUB
(10)	106889B	<b>PEOPLE v NASJUAN JONES</b>	SUB

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Calendar No.	Case No.	Title	Time Allocated
(11)	534451	MATTER OF KRISTEN DD. v NEW YORK STATE CENT. REGISTER OF CHILD ABUSE AND MALTREATMENT	SUB
(12)	536135	AMATO v GIBSON	SUB
(13)	112516	PEOPLE v CHRISTOPHER A. FREDERICK	SUB
(14)	110933	PEOPLE v RAMELL STEWARD	SUB
(15)	535483	MATTER OF ESPINOZA v CITY SAFETY COMPLIANCE CORP.	SUB

► 535461 - HARDY v HUMMEL  
Panel: LY CL A CE

► 535921 - MATTER OF KIMBERLY DD.  
Panel: LY CL A CE